

United States Government  
NATIONAL LABOR RELATIONS BOARD  
Region 34

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June 1, 2010

Mr. Erich Beulig  
161 Kent Avenue  
Suffield, CT 06078

Re: The Parksite Group  
Case No. 34-RD-352

Dear Mr. Beulig:

The above-captioned case, petitioning for a determination of representation under Section 9(c) of the National Labor Relations Act, as amended, has been carefully considered. I have determined that further proceedings are not warranted.

More specifically, by Order dated January 7, 2010, the United States Court of Appeals for the Second Circuit enforced the September 30, 2009 Order of the National Labor Relations Board directing the Employer, inter alia, to recognize and bargain with Teamsters Local 671 as the exclusive collective bargaining representative of the Employer's drivers and warehousemen at its facilities located in South Windsor, Connecticut. By letter dated January 25, 2010, this office advised the Employer of its obligation to post the Second Circuit's Notices at its South Windsor facility, and to sign and date two copies of the Notice and return them to this office along with the completed "Certification of Compliance". Despite repeated telephonic and e-mail requests, the Employer failed to comply with the Region's instructions to post the Second Circuit's Notice and to return the completed Certification of Compliance". Instead, apparently in response to the filing of the instant petition, it claims to have posted the Second Circuit's Notice for the first time on May 26, 2010, although to date no "Certification of Compliance" regarding such posting has been received by this office.

In light of the foregoing, and noting that less than a year has elapsed since the issuance of the Second Circuit's Order directing the Employer to bargain with Teamsters Local 671, I am dismissing the petition in this matter. See *Ellis-Klatscher & Co.*, 79 NLRB 183, 184 (1948), and cases cited therein.

Pursuant to the National Labor Relations Board Rules and Regulations, Series 8, as amended, any party may obtain a review of this action by filing a request therefor with the National Labor Relations Board, 1099 14th Street, N.W., Washington, D.C. 20570, or electronically pursuant to the guidance that can be found at the Agency's Website at [www.nlr.gov](http://www.nlr.gov). Select the **E-Gov** tab and click on **E-Filing**, then select the type of document you wish to file electronically and you will navigate to detailed instructions on how to file the document. This request for review must contain a complete statement setting forth the facts and reasons upon which it is based. The request of review (eight copies) must be received by the Board in Washington, D.C. by the close of business at 5:00 p.m. EDT on June 15, 2010. The request for review may not be filed by facsimile transmission. Upon good cause shown, however, the Board may grant special permission for a longer period within which to file. Requests for extension of time may be filed by facsimile transmission, and must be received no later than the time set above for the filing of the request for review. A copy of any such request for extension of time should be submitted to me. If you mail the request for review, it should be postmarked no later than one day before the due date set forth above.

If you file a request for review, the request for review and any request for extension of time must include a statement that a copy has been served on me and each of the other parties to this proceeding in the same or a faster manner as that utilized in filing the request with the Board.

Very truly yours,

/s/ Jonathan B. Kreisberg  
Jonathan B. Kreisberg  
Regional Director

JBK:ecp

cc: see attached

cc:

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